

April 13, 1978

LB 692, 911

CLERK: Mr. President, I have a motion on the desk.

PRESIDENT: Read the motion.

CLERK: Senator Schmit moves to return LB 692 to Select File for specific amendment. Senator, would you care for me to read the amendment?

SENATOR SCHMIT: Yes, if you would please.

CLERK: It's six pages.

SENATOR SCHMIT: Or I can explain it.

CLERK: Whatever your pleasure.

SENATOR SCHMIT: If there's no objection, I will explain the amendment.

PRESIDENT: The Chair recognizes Senator Savage, or I mean Senator Schmit.

SENATOR SCHMIT: Mr. President, and members of the Legislature, the reason for returning LB 692 are two. First of all, this is a pesticide bill and one of the objections that the Environmental Protection Agency had against the Nebraska State Plan was the fact that it did not carry a duty to be certified and it did not carry a penalty in the event that an individual applied restricted chemicals without having been properly certified as being capable of doing so, so the committee chose to add this amendment to LB 692. The reason we did not do it before, of course, is because of the fact that several times the bill moved and in one instance we were technically in E & R amendments and we did not want to lose its place on the board, therefore, we did not offer the amendment at that time. Secondly, we have combined another amendment with this amendment, which is essentially the provisions of LB 911 which provides a change in the labelling requirements for soil conditioners. This provision was studied thoroughly by the Department of Agriculture attorneys and the counsel for the Committee on Agriculture and Environment. It meets all of the requirements as outlined by the Department of Agriculture and their attorneys. It allows several products that are commonly known as adjuvants to be sold in the state and the Department of Agriculture attorneys assured us that the labelling requirements are a more strict adaptation of the label than was previously the case and I move the adoption of the amendment. I guess I want it returned at this time.

SENATOR MILLS PRESIDING

SENATOR MILLS: Senator Dworak.

SENATOR DWORAK: Senator Schmit, I've gotten quite a bit of mail on this. I wish I could have gotten over to you a little earlier, but Senator Schmit, are we not putting the ingredients on these soil conditioners? Is that the intent of this, Senator Schmit?

SENATOR MILLS: Senator Schmit, will you respond?

SENATOR SCHMIT: The ingredients are....the active ingredients are still listed on the label in every instance. The

08995